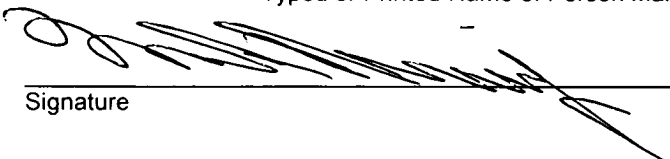


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: : Commissioner of Patents, USPTO, P.O. Box 1450 Alexandria, VA, D.C. 22313-1450 on:

APR 14, 2008  
Date  
Mark Bourgeois  
Typed or Printed Name of Person Mailing Paper or Fee  
  
Signature  
04/14/2008  
Date of Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial no.: 09/728,748  
Filing date: 12/02/2000  
For: Veronica plant named 'Glory'  
Inventor: Philpott  
Atty. Docket no.: PH17  
Group Art Unit: 1661  
Examiner: Para  
Confirmation No.: 2377

### **RESPONSE TO NOTICE UNDER 37 CFR 1.251**

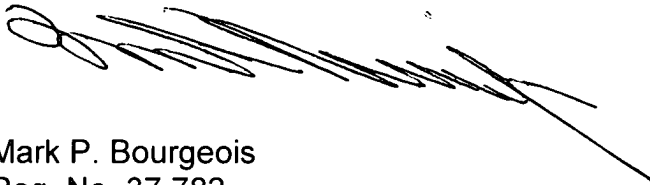
This is in response to the notice under 37 CFR 1.251 dated March 17, 2008 and the Notice to file Corrected Application Papers dated March 27, 2008.

As requested in the notice under 37 CFR 1.251, additional copies of the three original color drawings, sheet 1, sheet 2 and sheet 3, dated 12/02/2000 are enclosed.

Also, enclosed are a copy of the notice under 37 CFR 1.251 dated March 17, 2008 and a copy of the notice to file Corrected Application Papers dated March 27, 2008.

The present response is believed to satisfy the requirement under 37 CFR 1.251 and that the application is now ready for issue.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark P. Bourgeois', with a long, sweeping horizontal stroke extending to the right.

Mark P. Bourgeois  
Reg. No. 37,782



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Serial No. : 09/728,748  
Applicant: Philpott  
Filing Date : 12/02/00  
Date Mailed : 03/27/08

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

### *Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

See attachment.

*Per notice 1.251 sent 03/17/08 regarding color drawings dated 12/02/00. The notice does not give a reply date for drawings. **NOTICE TO FILE CORRECTED APPLICATION PAPERS** is related document that correctly addresses drawing requirement & due date, which is 2 months from mail date as indicated above.*

*A copy of this notice **MUST** be returned with the reply. Please address response to  
"Mail Stop Issue Fee, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450".*

**L. Fletcher** \_\_\_\_\_  
Your name  
Office of Patent Publication  
Phone: 703-308-9250, ext. 143



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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Inventor Application of:

**PHILPOTT, HEATHER**

Application No.:

**09/728,748**

Filing Date:

**12/02/2000**

Title:

**VERONICA PLANT NAMED 'GLORY'**

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U. S. Patent and Trademark Office  
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**NOTICE UNDER 37 CFR 1.251 – Pending Application**

**Statement (check the appropriate box):**


☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

APR 14, 2008  
Date

  
Signature  
Mark K Bourgeois  
Typed or printed name

**A Copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

PTO Doc Code: R251.RES (Rev. 03/05)